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**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

FRANK M. GARCIA, JR.

Plaintiff,

V.

**THE TRAVELERS HOME AND
MARINE INSURANCE COMPANY**

Defendant

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Civil Action No. 5:17-CV-01050-XR

ADR REPORT

Now comes Frank M. Garcia, Jr. Plaintiff and The Travelers Home and Marine Insurance Company, Defendant and file this ADR Report.

1. Status of settlement negotiations:

The parties have not explored in depth the potential to settle the case at this time. Defendant's expert has recently inspected the building.

2. Agreement to ADR:

The parties agree that mediation is appropriate and have agreed to mediate this case as a form of alternative dispute resolution. The parties have selected by agreement, Steve Vacek, a well-known mediator who is familiar with storm related claims and litigation. The parties have also agreed to split Mr. Vacek's fee equally.

3. Persons responsible for settlement negotiations:

Andrew Kunau with the assistance of Robert F. Scheihing is the person responsible for settlement negotiations for defendant. Frank M. Garcia, Jr. with the assistance of his attorneys, Robert A. Pollom and Jake Rogiers are responsible for settlement negotiations for the Plaintiff.

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4. Counsel for Plaintiff and Defendant certify that Plaintiff and Defendant have been informed of the ADR procedures available in this district.

Respectfully submitted,

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